## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

BRIAN FISCHLER, Individually and on behalf of all other persons similarly situated,

Plaintiff,

v.

ASSEMBLY BRANDS, INC., D/B/A WILD ONE.

Defendant.

ECF CASE

No.: 1:21-cv-0423-FB-TAM

## NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE

With Defendant having not filed an Answer or a Summary Judgment Motion, Plaintiff hereby voluntarily dismisses this action with prejudice under Fed. R. Civ. P. 41(a)(1)(A)(i) and shall bear his own fees and costs.

Dated: July 12, 2021

New York, New York

s/ Christopher H. Lowe Christopher H. Lowe LIPSKY LOWE LLP 420 Lexington Avenue, Suite 1830 New York, New York 10170-1830 Chris@lipskylowe.com 212.392.4772 Attorneys for Plaintiff